CLASSIFICATION OFFICE DECISION

Title of publication:	131.jpg
Other known title(s):	Not stated
OFLC ref:	1001202.000
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	16 August 2010
Date of direction to issue a label:	No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file is objectionable because it exploits the nudity of a child to a high degree.

The file shows a young girl lying naked on a bed. Because of the camera's focus on her nakedness and physical immaturity, a sexual reading is unavoidable. The image's likely source on the internet increases the probability that the young girl's nudity has been exploited with sexual intent.

The classification interferes with the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. However, the decision is reasonable, justified and in accordance with the law. It is consistent with Parliament's intention in the Films, Videos, and Publications Classification Act 1993 that publications which exploit the nudity of children in a manner that renders their availability injurious to the public good will be banned.